

MINUTES OF SPECIAL MEETING  
MAPLE RIVER WATER RESOURCE DISTRICT  
CASS COUNTY HIGHWAY DEPARTMENT  
WEST FARGO, NORTH DAKOTA  
JULY 29, 2014

The Maple River Water Resource District met on July 29, 2014, at 10:30 a.m. at the Cass County Highway Department, West Fargo, North Dakota.

Present were Rodger Olson, Chairman; Jurgen Suhr, Manager; Gerald Melvin, Manager; Carol Harbeke Lewis, Secretary-Treasurer; Sean M. Fredricks, Attorney for the Board; Mike Opat, Engineer for the Board; and Pat Downs, Red River Retention Authority.

**Pontiac Township Improvement District No. 73**

Mike Opat said the contractor has raised some concern about the compaction requirements set out in the specifications for Pontiac Township Improvement District No. 73. If the contractor can get written permission from property owners setting out that they do not want the contractor to compact the top 2' over the trench, the contractor will not be required to follow the specifications relating to that item.

Mr. Opat said that while staking Reach 3 of the project, it was discovered that an overhead power line and the associated power poles were not in the location shown on the plans. The utility owner was contacted to discuss the potential impact of the project and their infrastructure. It was determined that the original pipe alignment would place the buried pipe too close to their power pole and the integrity of the pole could be jeopardized. They worked with them on realigning the pipe to satisfy their concerns. Fortunately, the realignment can be completed within the existing right of way for the project. Some additional manholes will be installed, but the overall cost for the change is not too significant. The utility company is requiring that a *License Agreement* be executed before they allow the buried pipe to be installed through their easement. Sean Fredricks has reviewed the *License Agreement* and took out the indemnity language.

It was moved by Manager Suhr and seconded by Manager Melvin to approve and authorize the Chairman to sign the *License Agreement* with ALLETE, Inc. to install buried pipe through their easement for the Pontiac Township Improvement District No. 73 Project. Upon roll call vote, the motion carried unanimously.

**Upper Maple River Dam**

Mr. Opat reported on negotiations with property owners for land acquisition regarding the Upper Maple River Dam Project. A request to retain mineral rights, and how that relates to access to the property, was discussed. Mr. Fredricks will research the matter.

Mr. Opat continues working with the State Water Commission on the permit for the project.

Mary Podoll, North Dakota Natural Resources Conservation Service State Conservationist is planning to visit the project site on August 7th and meet with the Maple-Steele Joint Water Resource District to discuss possible funding programs for the project.

**2015 budget and 2014 maintenance levy assessments**

It was moved by Manager Melvin and seconded by Manager Suhr to approve the 2015 Maple River Water Resource District budget and 2014 maintenance levy assessments. Upon roll call vote, the motion carried unanimously.

**Adjournment**

There being no further business for the Board to consider, it was moved by Manager Melvin, seconded by Manager Suhr and unanimously carried to adjourn the meeting.

APPROVED:

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Rodger Olson  
Chairman

ATTEST:

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Carol Harbeke Lewis  
Secretary-Treasurer